

Appl. No. 09/560,167  
Amdt. dated Feb. 4, 2004  
Reply to Office Action of Oct. 24, 2003

**IN THE SPECIFICATION:**

**Please amend the specification, page 4, lines 8 to 16, as follows:**

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NE  
not found  
A1

In ECM mode of operation, when network packet loss exceeds two to three percent, ECM becomes ineffective and leads to consistent call failures when high-speed ~~dat~~ data is not protected over the network. When packet loss exceeds two to three percent, it has been observed that there is continuous data retransmission requests and re-trains. Eventually, the facsimile device gives up and terminates the call unsuccessfully. Disabling the ECM mode in packet loss environments exceeding two to three percent would improve performance.

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